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**UNITED STATES DISTRICT COURT**

**DISTRICT OF NEVADA**

CAPITOL SPECIALTY INSURANCE  
CORPORATION, a Wisconsin corporation, as  
assignee of UNITED CONSTRUCTION  
COMPANY, a Nevada corporation,

Plaintiffs,

vs.

STEADFAST INSURANCE COMPANY, a  
Delaware corporation, and ARCH SPECIALTY  
INSURANCE COMPANY, a Missouri  
Corporation,

Defendants.

Case No.: 2:20-cv-01382-JAD-VCF

**STIPULATION AND ORDER TO  
EXTEND DEFENDANT ARCH  
SPECIALTY INSURANCE  
COMPANY'S DEADLINE TO  
RESPOND TO COMPLAINT**

**[SECOND REQUEST]**

Defendant, ARCH SPECIALTY INSURANCE COMPANY ("Arch"), by and through its counsel, Armstrong Teasdale LLP, and Plaintiff CAPITOL SPECIALTY INSURANCE CORPORATION, ("Capitol Specialty"), by and through its counsel, Payne & Fears LLP, hereby agree and stipulate, subject to this Court's approval, to extend the deadline for Arch to answer or otherwise respond to the Complaint to December 7, 2020, from its current deadline of November 23, 2020. This is the second request to extend this particular deadline.

On July 24, 2020, Capitol Specialty filed a Complaint against Arch among others asserting a claim for Breach of Contract. (ECF No. 1). On October 14, 2020, Arch was served with the Summons and Complaint through the Insurance Commissioner. Thereafter, the parties stipulated and this Court granted an extension of Arch's deadline to answer or otherwise respond to the

Complaint to November 23, 2020. (ECF No. 7.)

Good cause exists to extend Arch's deadline to answer or otherwise respond to the Complaint. Counsel for Capitol Specialty recently advised that it intends to amend the Complaint. Therefore, Capitol Specialty and Arch agree that Arch may have up to an including December 7, 2020, to file its answer or otherwise respond to the Complaint or any amended pleading. The parties believe this additional short extension will not unduly delay proceedings as this case is still in its infancy and no scheduling order is currently in place. This stipulation is entered into in good faith and is not filed for improper purposes.

Accordingly, the parties request that this Court extend Arch's deadline to answer or otherwise respond to the Complaint or any amended pleading to December 7, 2020.

DATED this 19<sup>th</sup> day of November, 2020.

DATED this 19<sup>th</sup> day of November, 2020.

**PAYNE & FEARS LLP**

**ARMSTRONG TEASDALE LLP**

By: /s/ Sarah J. Odia

By: /s/ Michelle D. Alarie

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*Attorneys for Plaintiff Capitol Specialty  
Insurance Company*

*Attorneys for Defendant Arch Specialty  
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**ORDER**

**IT IS SO ORDERED**

  
UNITED STATES MAGISTRATE JUDGE  
DATED: 11-30-2020